

Department of Developmental Services
May Revision Proposed Trailer Bill Language
621 Admissions to Secure Treatment Facility at Porterville Developmental Center

Section 7502.5 of the Welfare and Institutions Code is amended to read:

7502.5.

~~(a) The total number of developmental center residents in the secure treatment facility at Porterville Developmental Center, including those residents receiving services in the Porterville Developmental Center transition treatment program, shall not exceed 230.~~

~~(b) As of the effective date of this subdivision, the State Department of Developmental Services shall not admit any persons into the secure treatment facility at Porterville Developmental Center unless the population of the secure treatment facility is less than 230 persons, including 60 residents receiving services in the transition treatment program.~~

An individual may be admitted to the secure treatment facility at Porterville Developmental Center, as provided in paragraphs (1) and (3) of subdivision (a) of Section 7505, only when all of the following conditions are satisfied:

- (a) The unit to which the individual will be admitted is approved for occupancy and licensed.
- (b) The population of the secure treatment facility is less than 211 persons.
- (c) The individual is at least eighteen (18) years old.

7505.

(a) Notwithstanding any other law, the State Department of Developmental Services shall not admit anyone to a developmental center unless the person has been determined eligible for services under Division 4.5 (commencing with Section 4500) and the person is:

- ~~(1) Committed~~ An adult committed by a court to Porterville Developmental Center, secure treatment program, pursuant to Section 1370.1 of the Penal Code.
- (2) Committed by a court to the acute crisis center at Fairview Developmental Center, or the acute crisis center at Sonoma Developmental Center, pursuant to Article 2 (commencing with Section 6500) of Chapter 2 of Part 2 of Division 6 due to an acute crisis, pursuant to Section 4418.7.
- (3) ~~Committed~~ An adult committed by a court to Porterville Developmental Center, secure treatment program, pursuant to Article 2 (commencing with Section 6500) of Chapter 2 of Part 2 of Division 6 as a result of involvement with the criminal justice system, and the court has determined the person is mentally incompetent to stand trial.
- (4) A person described in Section 4508.

~~(5) A juvenile committed to Porterville Developmental Center, secure treatment program, pursuant to Section 709.~~

(b) Under no circumstances shall the State Department of Developmental Services admit a person to a developmental center after July 1, 2012, as a result of a criminal conviction or when the person is competent to stand trial for the criminal offense and the admission is ordered in lieu of trial.

~~(c) This section shall become operative on January 1, 2015.~~